

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Robert Kwan, Presiding
Courtroom 1675 Calendar**

Tuesday, November 30, 2021

Hearing Room 1675

11:00 AM
2:00-000000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <https://cacb.zoomgov.com/j/1601552824>

ZoomGov meeting number: 160 155 2824

Password: 785461

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Kwan by ZoomGov, please see the "Notice of Video and Telephonic Appearance Procedures for Judge Robert N. Kwan's Cases" on the Court's website at:

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<https://www.cacb.uscourts.gov/judges/honorable-robert-n-kwan> under the "Telephonic Instructions" section.

To assist in creating a proper record and for the efficiency of these proceedings, please:

- Connect early so that you have time to check in.
- Change your Zoom name to include your calendar number, first initial and last name, and client name (*ex. 5, R. Smith, ABC Corp.*) if appearing by video. This can be done by clicking on "More" and "Rename" from the Participants list or by clicking on the three dots on your video tile.
- Mute your audio to minimize background noise unless and until it is your turn to speak. Consider turning your video off until it is your turn to appear.
- Say your name every time you speak.
- Disconnect from the meeting by clicking "Leave" when you have completed your appearance(s).

Docket 0

Tentative Ruling:

- NONE LISTED -

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1:30 PM

2:19-12016 MINSEOK LEE

Chapter 7

Adv#: 2:19-01163 Starbucks Corporation v. Lee

#1.00 Order to show cause why sanctions should not be imposed against plaintiff and/or its counsel for failure to appear at the October 26, 2021 status conference

Docket 48

Tentative Ruling:

Updated tentative ruling as of 11/12/21. No tentative ruling on the merits. Appearances are required on 11/30/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Party Information

Debtor(s):

MINSEOK LEE

Represented By
Jaenam J Coe

Defendant(s):

Minseok Lee

Represented By
Jaenam J Coe

Plaintiff(s):

Starbucks Corporation

Represented By
Shayne Figgins
Maria Keller

Trustee(s):

David M Goodrich (TR)

Pro Se

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2:19-12016 MINSEOK LEE

Chapter 7

Adv#: 2:19-01163 Starbucks Corporation v. Lee

#2.00 Cont'd status conference re: Complaint and demand for jury trial
fr. 8/10/21, 9/14/21, 10/27/21

Docket 1

Tentative Ruling:

Updated tentative ruling as of 11/12/21. No tentative ruling on the merits. Appearances are required on 11/30/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling as of 10/25/21. The court has reviewed the joint status report stating that the parties are settling the matter. The parties should report when they will be able to file a stipulation for dismissal or for settlement. Appearances are required on 10/26/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling as of 9/13/21. The court has recently listened to the audio file for the status conference in this matter on 6/30/20, and heard that the court had adopted the schedule of proceedings set forth in its tentative ruling for the status conference below after counsel for both sides indicated their agreement with the schedule and counsel for plaintiff agreed to submit a proposed scheduling order as the court requested:

Tentative ruling for 6/30/20 status conference:

"The court will inquire whether the parties have fully complied with the meet and confer requirement of LBR 7026-1. Set a discovery cutoff date of 12/31/20 and a post-discovery status conference on 1/12/21 at 1:30 p.m. The court does not set the matter for a pretrial conference at this time in light of the current uncertainty from the COVID-19 pandemic and its effect on when the court will be conducting in person trials. At the postdiscovery status conference, the court will discuss with counsel the possibility of conducting

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MINSEOK LEE

Chapter 7

the trial remotely by videoconference technology. The court will also discuss the possibility of referral to the court's voluntary mediation program. Appearances are required on 6/30/20, but counsel and self-represented parties must appear by telephone. Due to the public health emergency from the coronavirus disease (COVID-19) outbreak declared in the State of California and the United States of America and to minimize the spread of the disease from in person social contact, this court is only conducting hearings with telephonic appearances for this matter and that this court will not be holding in person hearings by the date of this hearing. Counsel and self-represented parties must arrange their telephonic appearances through CourtCall, which is offering a discount on fees for attorneys and waiving all fees for self-represented parties. Information about arranging a telephonic appearance through CourtCall is posted on the court's website."

The court also heard it requesting counsel for plaintiff, Mr. Figgins, agree to lodge a proposed scheduling order, and Mr. Figgins agreeing to do so, and at the end of the status conference, the court reminded Mr. Figgins not to forget to lodge the proposed scheduling order. However, counsel for plaintiff never lodged the proposed scheduling order, and there is no written scheduling order on file.

However, the court had set a discovery cutoff date of 12/31/20, which has not been changed. Discovery is now cut off, and the court should set a pretrial conference and a trial in this matter.

Appearances are required on 9/14/21 to set pretrial conference and trial dates, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Revised and updated tentative ruling as of 8/10/21. The court has reviewed defendant's unilateral status report filed on 8/9/21. The status conference in this matter has been continued to facilitate settlement discussions between the parties, but apparently, such discussions have not taken place or have not been fruitful. Defendant recommends that a pretrial conference be set no earlier than 10/1/21, which seems reasonable in the court's view. Since the parties are not able to settle the matter, a pretrial conference should be set to

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Chapter 7

prepare the matter for trial. Appearances are required on 8/10/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling as of 5/3/21. No tentative ruling on the merits. Appearances are required on 5/4/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling as of 2/24/21. No tentative ruling on the merits. Appearances are required on 3/2/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling as of 2/1/21. The court has listened to the audio file for the last status conference on 6/30/20, wherein the court had set a discovery cutoff date of 12/31/20, ordered a further status conference for 1/12/21 at 1:30 p.m., ordered the parties to mediation to be completed by the further status conference and ordered counsel for plaintiff to submit a proposed scheduling order with these scheduled dates within one week. However, counsel for plaintiff never submitted the scheduling order as the court ordered. For lack of a scheduling order, the court incorrectly noted the further status conference on the docket for 1/21/21 at 1:30 p.m. which was continued to 2/2/21 at 1:30 p.m. The court orders counsel for plaintiff to show cause why sanctions should not be imposed against them for failure to submit a proposed scheduling order as ordered. The parties should discuss the status of mediation and setting a date for a pretrial conference if the matter is not settled. Appearances are required on 2/2/21, but counsel and self-represented parties must appear by telephone.

Party Information

Debtor(s):

MINSEOK LEE

Represented By
Jaenam J Coe

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CONT... MINSEOK LEE

Chapter 7

Defendant(s):

Minseok Lee

Pro Se

Plaintiff(s):

Starbucks Corporation

Represented By
Shayne Figgins
Maria Keller

Trustee(s):

David M Goodrich (TR)

Pro Se

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1:30 PM

2:20-13855 Archie M. Hoggan

Chapter 7

Adv#: 2:21-01198 Hoggan v. NAVIENT SOLUTIONS INC

#3.00 Status conference re: Complaint for discharge of student loans under 11 U.S.C. Section 523(a)(8) in full

Docket 1

***** VACATED *** REASON: Another summons issued, s/c reset to 1/4/22
at 1:30 p.m.-pp.**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Archie M. Hoggan

Represented By
Christine A Kingston
Michael J Riela

Defendant(s):

NAVIENT SOLUTIONS INC

Pro Se

Plaintiff(s):

Archie M Hoggan

Represented By
Michael J Riela

Trustee(s):

John P Pringle (TR)

Pro Se

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2:20-18515 Fereidoun Chaparli

Chapter 7

Adv#: 2:20-01687 Roozafzai et al v. Chaparli et al

#4.00 Order to show cause why adversary proceeding
should not be dismissed for lack of prosecution

Docket 15

Tentative Ruling:

Updated tentative ruling as of 11/12/21. No tentative ruling on the merits.
Appearances are required on 11/30/21, but counsel and self-represented
parties must appear through Zoom for Government in accordance with the
court's remote appearance instructions.

Party Information

Debtor(s):

Fereidoun Chaparli

Represented By
John Asuncion

Defendant(s):

Fereidoun Chaparli

Pro Se

DOES 1-20

Pro Se

Plaintiff(s):

Hassan Roozafzai

Represented By
Shahrokh Mokhtarzadeh

Ghodsieh "Vida" Roozafzai

Represented By
Shahrokh Mokhtarzadeh

Trustee(s):

John P Pringle (TR)

Pro Se

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1:30 PM

2:20-18515 Fereidoun Chaparli

Chapter 7

Adv#: 2:20-01687 Roozafzai et al v. Chaparli et al

#5.00 Cont'd status conference re: Complaint to determine non-dischargeability of debts/claims
[11 U.S.C. §§523(a)(2), 523(a)(4), and 523(a)(6)]
fr. 2/16/21, 3/30/21, 6/29/21, 9/14/21, 10/26/21

Docket 1

Tentative Ruling:

Updated tentative ruling as of 11/12/21. No tentative ruling on the merits. Appearances are required on 11/30/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Updated tentative ruling as of 10/21/21. No tentative ruling on the merits. Appearances are required on 10/26/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling as of 9/13/21. The court notes that plaintiff filed an amended proof of service on 4/8/21 indicating service on defendant on 12/28/20. However, plaintiff has not filed a request for entry of default, nor has he filed a motion for default judgment. Plaintiff will need to proceed with default judgment proceedings or the court will set a pretrial and trial schedule. Appearances are required on 9/14/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling as of 6/25/21. Plaintiff to address when he will file a request for entry of default based on lack of timely response to service of the summons and complaint. Appearances are required on 6/29/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling. The court has reviewed plaintiff's unilateral status report. Plaintiff to address when he will file a request for entry of default

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CONT... Fereidoun Chaparli

Chapter 7

based on lack of timely response to service of the summons and complaint. Appearances are required on 3/30/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Party Information

Debtor(s):

Fereidoun Chaparli

Represented By
John Asuncion

Defendant(s):

Fereidoun Chaparli

Pro Se

DOES 1-20

Pro Se

Plaintiff(s):

Hassan Roozafzai

Represented By
Shahrokh Mokhtarzadeh

Ghodsieh "Vida" Roozafzai

Represented By
Shahrokh Mokhtarzadeh

Trustee(s):

John P Pringle (TR)

Pro Se

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2:18-21855 Michael Richard Shapiro
Adv#: 2:19-01009 Vechery v. Shapiro

Chapter 7

#6.00 Order to show cause why monetary sanctions should not be imposed against the parties and their counsel for failure to appear at the pretrial conference and failure to file a pretrial stipulation

Docket 97

Tentative Ruling:

Updated tentative ruling as of 11/12/21. No tentative ruling on the merits. Appearances are required on 11/30/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Party Information

Debtor(s):

Michael Richard Shapiro

Represented By
Charles Shamash
Joseph E. Caceres

Defendant(s):

Michael Richard Shapiro

Represented By
Terran T Steinhart

Plaintiff(s):

Harvey Vechery

Represented By
Victor A Sahn

Trustee(s):

Timothy Yoo (TR)

Pro Se

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2:18-21855 Michael Richard Shapiro
Adv#: 2:19-01009 Vechery v. Shapiro

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#7.00 Cont'd Pre-Trial Technical Status Conference re: Complaint to determine non-dischargeability of debt under bankruptcy code section 523
fr. 7/6/21, 8/31/21, 11/2/21

Docket 1

Tentative Ruling:

Updated tentative ruling as of 11/12/21. No tentative ruling on the merits. Appearances are required on 11/30/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling as of 10/28/21. No tentative ruling on the merits. Appearances are required on 11/2/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Revised and updated tentative ruling as of 2/12/21. The court has reviewed the joint status report. Set a discovery cutoff date of 5/28/21, set a cutoff date of 3/15/21 for filing motions to join new parties or to amend pleadings, and set a postdiscovery status conference for 6/15/21 at 1:30 p.m. with a status report due on 6/8/21. Alternatively, the court can just set a date for a pretrial conference instead of the postdiscovery status conference. The court will refer this matter to the court's mediation program, and mediation should be completed by 6/15/21. Regarding defendant's request that further proceedings be conducted by telephone or video conference, the court will be conducting hearings remotely for the time being as the federal courthouses in this district are currently closed for in person hearings. Appearances are required on 2/17/21, but counsel and self-represented parties must appear by telephone.

Prior tentative ruling as of 1/15/21. Off calendar. The court has reviewed the joint status report. In light of the recently filed amended complaint and answer thereto, the substitution of counsel for plaintiffs and the lack of recollection

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that the counsel ever conducted a LBR 7026-1 meeting, the court orders that the counsel conduct a LBR 7026-1 meeting within the next three weeks, file an updated joint status report on 2/9/21 and appear for a further status conference on 2/16/21 at 1:30 p.m. No appearances are required on 1/19/21 as the court continues the status conference to 2/16/21 at 1:30 p.m.

Revised and updated tentative ruling as of 8/3/20. The court has reviewed plaintiff's unilateral statement for the status conference filed on 8/3/20. Apparently, the mediation has not yet been conducted. According to plaintiff in his statement, he believes that an in person mediation would be more successful than one by videoconference, but defendant is not willing to have an in person mediation in light of current pandemic conditions, suggesting that the parties be allowed to complete an in person mediation by February 2021, assuming the pandemic subsides. Since the statement was unilateral, the court will hear from both parties as to the status of the pending mediation and the scheduling of further proceedings, including whether plaintiff intends to further amend the complaint as stated in its motion to extend discovery deadlines filed on 6/30/20. Appearances are required on 8/4/20, but counsel and self-represented parties must appear by telephone.

Prior tentative ruling as of 4/27/20. The court has reviewed plaintiff's unilateral status report and defendant's joinder and grants joint request to continue scheduling dates as follows: (1) discovery cutoff date extended from 3/31/20 to 6/30/20; (2) status report filing due date extended from 4/21/20 to 7/28/20; (3) status conference continued from 4/28/20 at 1:30 p.m. to 8/4/20 at 1:30 p.m.; and (4) mediation completion deadline extended from 4/28/20 to 8/4/20. Plaintiff to lodge a proposed updated scheduling order within 7 days.

Revised tentative ruling as of 10/7/19. The court has reviewed modified joint status report. Set a discovery cutoff date of 3/31/20, and a post-discovery status conference on 4/28/20 at 1:30 p.m. with a joint status report due on 4/21/20. Defendant should address why the matter is not amenable to mediation. Appearances are required on 10/8/19, but counsel may appear by telephone.

Prior tentative ruling as of 7/29/19. No tentative ruling in light of the pending motion to dismiss the second amended complaint. The court will hear

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CONT... Michael Richard Shapiro Chapter 7

argument on the motion to dismiss at the same time as the status conference on the 1:30 p.m. calendar. Appearances are required on 7/30/19 at 1:30 p.m., but counsel may appear by telephone.

Prior tentative ruling as of 5/13/19. Appearances are required on 5/14/19, but counsel may appear by telephone.

Party Information

Debtor(s):

Michael Richard Shapiro

Represented By
Charles Shamash
Joseph E. Caceres

Defendant(s):

Michael Richard Shapiro

Pro Se

Plaintiff(s):

Harvey Vechery

Represented By
Tom Lallas
Mark D Hurwitz

Trustee(s):

Timothy Yoo (TR)

Pro Se

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2:00 PM

2:18-23326 Alfred Lee Stringer

Chapter 7

Adv#: 2:19-01053 Lee et al v. Stringer

#8.00 Hearing re: Plaintiff's application for entry of default judgment on plaintiffs' adversarial complaint and for an award of attorney's fees and costs
fr. 11/2/21

Docket 40

Tentative Ruling:

Updated tentative ruling as of 11/12/21. No tentative ruling on the merits. Appearances are required on 11/30/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling. Rescheduled by court order to 11/30/21 at 2:00 p.m. due to insufficient notice. No appearances are required on 11/2/21.

Party Information

Debtor(s):

Alfred Lee Stringer

Represented By
Marc A Goldbach

Defendant(s):

Alfred Lee Stringer

Pro Se

Movant(s):

Mylaunna Lee

Represented By
Albert L Chaney III

Plaintiff(s):

Mylaunna Lee

Represented By
Albert L Chaney III

Sharlet Marie Lee

Represented By

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CONT... Alfred Lee Stringer

Albert L Chaney III

Chapter 7

Trustee(s):

Elissa Miller (TR)

Pro Se

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2:00 PM

2:18-23326 Alfred Lee Stringer

Chapter 7

Adv#: 2:19-01053 Lee et al v. Stringer

#9.00 Cont'd status conference re: Adversary complaint for determination of dischargeability and objection to debtor's discharge pursuant to 11 U.S.C. §§ 523(a)(2)(A) and 523(a)(6), for attorney's fees and costs
fr. 6/15/21, 7/13/21, 11/2/21

Docket 1

Tentative Ruling:

Updated tentative ruling as of 11/12/21. No tentative ruling on the merits. Appearances are required on 11/30/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Revised and updated tentative ruling as of 10/28/21. Off calendar. Rescheduled by court order to 11/30/21 at 2:00 p.m. due to insufficient notice of hearing on Plaintiffs' motion for default judgment. No appearances are required on 11/2/21.

Prior tentative ruling as of 7/8/21. No tentative ruling on the merits. Appearances are required on 7/13/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling as of 6/14/21. No tentative ruling on the merits. Appearances are required on 6/15/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Updated tentative ruling as of 4/21/21. The parties should discuss the status of defendant's responses to plaintiffs' outstanding discovery requests, and the court will hear argument on plaintiffs' discovery dispute motion and will discuss scheduling of further litigation proceedings, including rescheduling the pretrial conference. Appearances are required on 4/27/21, but counsel and self-represented parties must appear through Zoom for Government in

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accordance with the court's remote appearance instructions.

Prior tentative ruling as of 4/5/21. The court has reviewed plaintiffs' unilateral status report and plaintiffs' draft discovery dispute stipulation. No tentative ruling on the merits. The parties should discuss the status of their meet and confer efforts regarding plaintiffs' discovery requests and plaintiffs' anticipated discovery dispute motion. Appearances are required on 4/6/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling as of 2/1/21. Appearances are required on 2/2/21 to discuss scheduling of further proceedings, including filing of a joint pretrial stipulation and scheduling the pretrial conference, but counsel and self-represented parties must appear by telephone.

Party Information

Debtor(s):

Alfred Lee Stringer

Pro Se

Defendant(s):

Alfred Lee Stringer

Pro Se

Plaintiff(s):

Mylaunna Lee

Represented By
Albert L Chaney III

Sharlet Marie Lee

Represented By
Albert L Chaney III

Trustee(s):

Elissa Miller (TR)

Pro Se

**United States Bankruptcy Court
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2:15-25283 Arturo Gonzalez

Chapter 7

#10.00 Hearing re: Motion to stay the case as there have been many conclusions in this case and a fraud upon the court may have been committed and a motion to vacate the fraud upon the court can be brought in support of debtor's case

Docket 525

***** VACATED *** REASON: Per order entered on 11/15/21-pp.**

Tentative Ruling:

Updated tentative ruling as of 11/15/21. Off calendar. Hearing on the motion was vacated by order entered on 11/15/21, which also ruled on the merits of the motion. No appearances are required on 11/30/21.

Party Information

Debtor(s):

Arturo Gonzalez

Pro Se

Trustee(s):

Wesley H Avery (TR)

Represented By
Brett B Curlee
Dennis E McGoldrick